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Patent
Attorney's Docket No: 704912-2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

MAIL STOP PETITION

Andrew WARD-ASKEY et al.

Group Art Unit: Unassigned

Application No.: 10/573,887

Examiner: Unassigned

Filed: March 29, 2006

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For: IMPROVEMENTS IN THERMAL
PAPER

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT
BECAUSE THE REPLY WAS TIMELY FILED**

MAIL STOP PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Notification of Abandonment issued November 16, 2007, Applicants submit this petition to withdraw the holding of abandonment because a reply to the "Missing Requirements" (Form PCT/DO/EO/905) mailed February 21, 2007, was timely filed.

The Notification of Abandonment indicates that no reply was received in response to the Missing Requirements mailed on February 21, 2007. However, the appropriate reply was, in fact, filed on April 23, 2007, as shown by the following:

- 1) A copy of the Reply to Missing Parts including the associated transmittal forms executed Declaration (Exhibit A);
- 2) A copy of the filing postcard stamped by the U.S. Patent and Trademark Office on April 23, 2007 (Exhibit B); and

3) A copy of costs charged against the subject application of \$130.00 for the missing parts fee (Exhibit C).

As evidenced by the aforementioned documents, a response to the February 21, 2007, Missing Requirements, i.e., the executed Declaration, was timely filed on April 23, 2007, two months from the issuance of the Notification (April 21, 2007 was a Saturday). The evidence in the form of the stamped postcard (Exhibit B), and the summary of charges (Exhibit C), shows that the U.S. Patent and Trademark Office not only received, but processed the filing.

Accordingly, it is requested that the holding of abandonment of the subject application be withdrawn.


No fee is believed to be due at this time since the holding of abandonment appears to be due to an error on the part of the Office. However, if a fee is due, please charge Deposit Account 50-4047. If there are any questions, please contact the undersigned.

Respectfully submitted,

BINGHAM MCCUTCHEN, LLP

Date: January 16, 2008

By:


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